



UNITED STATES PATENT AND TRADEMARK OFFICE  
(Case No. 97,253-A)

PATENT

TECH CENTER 1600/2900

JUN 05 2002

RECEIVED

IN THE APPLICATION OF:

Barendse et al.

Serial No. 09/089,871

Filed: June 4, 1998

Title High-Activity Phytase Compositions.

Examiner: Peter Tunney

Group Art Unit: 1652

TRANSMITTAL LETTER

COPY OF PAPERS  
ORIGINALLY FILED

BOX DD

Commissioner for Patents  
Washington, D.C. 20231

Sir:

In regard to the above identified application:

1. We are transmitting herewith the attached:

- a. Supplemental Information Disclosure Statement;
- b. Form PTO-1449;
- c. Copy of IDS Citations 09/089,871 (2 references);
- d. Return Receipt Postcard.

2. With respect to additional fees:

☒ Fee of \$180.00 is enclosed.

3. Please charge any additional fees or credit overpayment to Deposit Account No.13-2490. A duplicate copy of this sheet is enclosed.

4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the papers, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Box DD, Washington, D.C. 20231 on this 8<sup>th</sup> day of May, 2002.

By :

*Alison J. Baldwin*  
Alison J. Baldwin  
Reg. No. 48,968

RECEIVED  
JUN 05 2002  
PATIENT  
TECH CENTER 1600/2905  
Peter T. 60

Barendse, et al.

Examiner: Peter Tung

Group Art Unit: 1651

)  
)  
)  
)  
)  
)  
)  
)  
)  
)

BOX DD  
Commissioner for Patents  
Washington, D.C. 20231-9999

Pursuant to the duty of disclosure provided by 35 C.F.R. § 1.56 and §§ 1.97-98, the applicants wish to make the following references of record in the above-identified application. Copies of the references are enclosed. Copies are also listed in the PTO-1449 form enclosed herewith. It is requested that the documents be given careful consideration and that they be cited of record in the prosecution history of the present application so that they will appear on the face of the patent issuing from the present application.

Portions of the references may be material to the examination of the pending claims, however no such admission is intended. 37 C.F.R. 1.97 (h). The references have not been reviewed in sufficient detail to make any other representation and, in particular, no representation is intended as to the relative importance of any portion of the references. This Statement is not a representation that the cited references have effective

dates early enough to be "prior art" within the meaning of 35 U.S.C. sections 102 or 103, nor is this submission to be construed as a representation that a search has been made.

### **CITED REFERENCES**

#### **U.S. Patent Documents**

<u>Document Number</u>	<u>Date</u>	<u>Name</u>	<u>Class</u>	<u>Filing Date If Appropriate</u>
5,972,668	10/26/1999	Georg, et al.		

#### **Foreign Patent Documents**


<u>Document Number</u>	<u>Date</u>	<u>Country</u>	<u>Class</u>	<u>Translation Yes/No</u>
EP 0257996	05/31/1995	Europe		

Respectfully submitted,

**McDonnell Boehnen Hulbert & Berghoff**

Date: May 8, 2002

By:

  
Alison J. Baldwin  
Registration No. 48,968